

UNITED STATES DISTRICT COURT  
DISTRICT OF COLORADO  
PROBATION OFFICE



October 14, 2009

Re: United States v. KRISTEN DIANE PARKER  
Court Docket Number 09-cr-00332-REB-01

The Mandatory Victims Restitution Act of 1996 requires the federal probation office to provide notice of the following information to all identified victims directly and proximately harmed as a result of the commission of a federal offense. Federal law entitles identified victims to receive notice of the defendant's conviction and his/her sentencing date. Also, as a result of the defendant's crime, victims may be entitled to be compensated with restitution, and victims have the right to prepare the enclosed declaration, should it apply, which will be submitted to the Court by the United States Probation Office on behalf of victims.

On September 25, 2009, defendant KRISTEN DIANE PARKER pleaded guilty to five (5) counts of Tampering with a Consumer Product and Aiding and Abetting, each in violation of 18 U.S.C. §§ 1365(a) and 2, and five (5) counts of Obtaining a Controlled Substance by Deception, each in violation of 21 U.S.C. §§ 843(a)(3) and 846.

The sentencing hearing for KRISTEN DIANE PARKER will be held on Friday, January 22, 2010, at 10:00 a.m. at the United States District Court, located at Alfred A. Arraj Courthouse, Courtroom A1001, 901 19th Street, Denver, Colorado 80294 before the Honorable Judge Robert E. Blackburn. Victims' attendance at this proceeding is not required, but victims are welcome to attend if they choose.

Victims have the right to file an affidavit relating the harms and costs incurred as a result of the above offense. A Declaration of Victim Losses form, which has the same legal effect as an affidavit but which need not be notarized, is attached for your convenience. It may be helpful to review the attached Explanation of Losses Subject to Restitution before completing the declaration. If you wish to exercise the right to submit an affidavit, please return the signed declaration to Sr. United States Probation Officer Elizabeth Oppenheimer, and it will be submitted to the Court on your behalf.

Victims may submit information concerning the impact of defendant KRISTEN DIANE PARKER's conduct. For example, victims may wish to advise the court how the defendant's conduct has impacted them emotionally or financially. A Victim Impact Statement is attached for your convenience, but this form is not required. Victim impact information can be submitted in any format you choose. If you wish to submit victim impact information, please provide your statement to Sr. USPO Elizabeth Oppenheimer, and it will be submitted to the Court on your behalf.

**In order to ensure timely submission to the court, please submit all declarations of loss and victim impact statements by Monday, November 30, 2009.**

In the event you are awarded restitution by the Court in this case, it is your responsibility to notify the United States Attorney's Office in this district and the Clerk of the Court of any change in your mailing address while restitution is still owed. This information will be maintained confidentially.

If you are awarded restitution by the Court in this case, you may request that the Clerk of the Court issue an Abstract of Judgment certifying that a judgment has been entered in your favor in the amount specified by the Court. When the abstract is registered, recorded, docketed, or indexed in accordance with state law, it acts as a lien upon the property of the defendant within the state, and is enforceable in the same manner and to the same extent as a judgment of a court of general jurisdiction.

Should you have additional questions, please contact Sr. USPO Elizabeth Oppenheimer at (303) 335-2431 or (800) 616-4385 x2431.

Please return all submissions to the Court to:  
Sr. USPO Elizabeth Oppenheimer  
U.S. Probation Office  
1929 Stout Street, Suite C120  
Denver, CO 80294

Submissions can be faxed to the attention of Sr. USPO Oppenheimer at (303) 335-2424.

**UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF COLORADO**

**Declaration of Victim Losses**

United States

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v.

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Case No. 09-cr-00332-REB-  
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KRISTEN DIANE PARKER

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I, \_\_\_\_\_, residing at \_\_\_\_\_, in  
the city (or county) of \_\_\_\_\_, in the state of \_\_\_\_\_,  
am victim in the above-referenced case and I believe that I am entitled to restitution in the total  
amount of \$\_\_\_\_\_.

My specific losses as a result of this offense are summarized as follows:

\_\_\_\_\_ I have been compensated by insurance or another source with respect to all or a  
portion of my losses in the amount of \$\_\_\_\_\_. The name and address of my  
insurance company and the claim number for this loss is as follows:

I declare under penalty of perjury that the foregoing is true and correct.

\_\_\_\_\_  
Signature

Executed on

\_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

*(Additional Pages May be Attached)*

## **Explanation of Losses Subject to Restitution**

The Mandatory Victims Restitution Act of 1996 provides that you may be entitled to an order of restitution for certain losses suffered as a direct or proximate result of the commission of the offense for which the defendant was convicted. The types of losses for which the statute provides restitution are explained below. You have the right to explain these losses in detail on the enclosed declaration form.

In the case of an offense resulting in damage to or loss or destruction of property of a victim of the offense, the court may order: the return of the property to the owner of the property or someone designated by the owner; or if return of the property is impossible, impractical, or inadequate, the court may order payment in an amount equal to the greater of -- the value of the property on the date of the damage, loss, or destruction, or the value of the property on the date of sentencing, less the value (as of the date the property is returned) of any part of the property that is returned.

**In the case of an offense resulting in bodily injury to a victim, the court may order: payment of an amount equal to the cost of necessary medical and related professional services and devices relating to physical, psychiatric, and psychological care, including nonmedical care and treatment rendered in accordance with a method of healing recognized by the law of the place of treatment; payment of an amount equal to the cost of necessary physical and occupational therapy and rehabilitation; and reimbursement to the victim for income lost by such victim as a result of such offense.**

In the case of an offense resulting in bodily injury that also results in the death of a victim, the court may order payment of an amount equal to the cost of necessary funeral and related services.

**In any case, the court may order reimbursement to the victim for lost income and necessary child care, transportation, and other expenses related to participation in the investigation or prosecution of the offense or attendance at proceedings related to the offense.**

In any case, if the victim (or if the victim is deceased, the victim's estate) consents, the court may order the defendant to make restitution in services in lieu of money, or to make restitution to a person or organization designated by the victim or the estate. (18 U.S.C. § 3663)

In addition, the victim may at any time assign the victim's interest in restitution payments to the Crime Victim Fund in the Treasury without in any way impairing the obligation of the defendant to make payments. (18 U.S.C. § 3664)

If a victim has received compensation from insurance or any other source with respect to a loss, the court shall order that restitution be paid to the person who provided or is obligated to provide the compensation, but the restitution order shall provide that all restitution of victims required by the order be paid to the victims before any restitution is paid to such a provider of compensation. (18 U.S.C. § 3664)

## Victim Impact Statement

As a victim of a crime, you may choose to write a Victim Impact Statement to describe how the crime affected you and those close to you. This statement is one way for you to have input about the physical, emotional, and financial effects of this crime and how you would like to see this case resolved. Your input will help the Assistant U.S. Attorney, Judge, and Probation Officer understand the impact of this crime. You also have the right to speak to the Judge at the sentencing hearing. Please note: The defendant will also be able to view your written statements and hear your oral statements.

Suggestions for completing your Victim Impact Statement:

Using your own words, describe how this crime has affected you and those close to you. You do not have to answer any questions that make you feel uncomfortable. If you need more space or you wish to provide information in a different way, please feel free to do so. No one knows better than you how this crime may have changed your life. Thank you for taking the time to provide us with this information.

Please provide your thoughts or feelings regarding the following:

Any emotional impact this crime may have had on you and those close to you, including changes in relationships, fears, the need for professional assistance:

Any physical effects of this crime such as injuries and physical pain. You may also want to include details about how long the injuries have lasted, or how long they are expected to last. Describe any medical treatment you have received or expect to receive:

Any comments relating to your financial or property loss (please use the enclosed Declaration of Victim Losses to indicate dollar amounts):

Any comments about what you would like to see happen to the defendant as a result of this case:

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Signature

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Date

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Printed Name